

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

IN RE:	)	
INTEL CORP. MICROPROCESSOR	)	
ANTITRUST LITIGATION	)	MDL Docket No. 05-1717-JJF
	)	
PHIL PAUL, on behalf of himself and all	)	
others similarly situated,	)	
	)	
Plaintiffs,	)	Civil Action No. 05-485-JJF
	)	United States District Court
v.	)	District of Delaware
	)	
INTEL CORPORATION,	)	CONSOLIDATED ACTION
	)	
Defendants.	)	
	)	

**NOTICE OF SUBPOENA**

TO: Counsel of Record  
(Per the Attached Service List)

PLEASE TAKE NOTICE that, pursuant to Rule 45 of the Federal Rules of Civil Rules of Civil Procedure, on September 14, 2006, the attached subpoena was served on Wal-Mart Stores, Inc. c/o Susan E. Schell, 702 S.W. 8<sup>th</sup> Street, Bentonville, AR 72716 commanding it to produce for inspection and copying on October 16, 2006 the documents identified in Schedule A appended thereto.

Dated: September 14, 2006

CHIMICLES & TIKELLIS LLP

/s/ A. Zachary Naylor  
A. Zachary Naylor (DE Bar # 4439)  
P.O. Box 1035  
One Rodney Square  
Wilmington, DE 19899  
302-656-2500  
[zn@chimicles.com](mailto:zn@chimicles.com)

*Counsel for Plaintiffs*

Michael D. Hausfeld  
Daniel A. Small  
Brent W. Landau  
Allyson B. Baker  
COHEN, MILSTEIN, HAUSFELD & TOLL,  
P.L.L.C.  
1100 New York Avenue, NW  
Suite 500, West Tower  
Washington, DC 20005  
[mhausfeld@cmht.com](mailto:mhausfeld@cmht.com)  
[dsmall@cmht.com](mailto:dsmall@cmht.com)  
[blandau@cmht.com](mailto:blandau@cmht.com)  
[abaker@cmht.com](mailto:abaker@cmht.com)

Michael P. Lehmann  
Thomas P. Dove  
Alex C. Turan  
THE FURTH FIRM, LLP  
225 Bush Street, 15th Floor  
San Francisco, CA 94104  
[mplehmann@furth.com](mailto:mplehmann@furth.com)  
[tdove@furth.com](mailto:tdove@furth.com)  
[aturan@furth.com](mailto:aturan@furth.com)

Steve W. Berman  
Anthony Shapiro  
Craig R. Spiegel  
HAGENS BERMAN SOBOL SHAPIRO, LLP  
1301 Fifth Avenue, Suite 2900  
Seattle, WA 98101  
[steve@hbsslaw.com](mailto:steve@hbsslaw.com)  
[tony@hbsslaw.com](mailto:tony@hbsslaw.com)  
[craig@hbsslaw.com](mailto:craig@hbsslaw.com)

SA088 (Rev. 1/94) Subpoena in a Civil Case

**Issued by the  
UNITED STATES DISTRICT COURT**

Western

DISTRICT OF

Arkansas

In Re Intel Corp. Microprocessors Antitrust Litig.

SUBPOENA IN A CIVIL CASE

V.

Phil Paul v. Intel Corp.

Case Number:<sup>1</sup> MDL 05-1717-JJF; 05-485-JJF

TO: Wal-Mart Stores, Inc.  
c/o Susan E. Schell  
702 S.W. 8th St.  
Bentonville, AR 72716

☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY

COURTROOM

DATE AND TIME

☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION

DATE AND TIME

☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

See Schedule A.

PLACE

Gary Eubanks & Associates  
708 West Second Street, Little Rock, AR 72201

DATE AND TIME

10/16/2006 5:00 am

☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

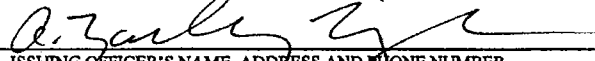
PREMISES

DATE AND TIME

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)

DATE



9/13/06

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

A. Zachary Naylor (302) 656-2500  
Chimicles & Tikellis LLP; One Rodney Square, Wilmington, DE 19801

(See Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D on next page)

<sup>1</sup> If action is pending in district other than district of issuance, state district under case number.

Schedule A

WAL-MART STORES, INC.

Definitions

1. For purposes of this document request, "DOCUMENT" includes, without limitation, any hard copy writings and documents as well as electronically stored data-files including email, instant messaging, shared network files, and databases created, accessed, modified or dated on or after January 1, 2000.
2. With respect to electronically stored data, "DOCUMENT" also includes, without limitation, any data on magnetic or optical storage media (e.g., servers, storage area networks, hard drives, backup tapes, CDs, DVDs, thumb/flash drives, floppy disks, or any other type of portable storage device, etc.) stored as an "active" or backup file, in its native format.
3. For purposes of this document request, "MICROPROCESSOR" means general purpose microprocessors using the x86 instruction set (e.g., Sempron, Athlon, Turion, Opteron, Celeron, Pentium, Core, Core Duo, and Xeon).
4. For purposes of this document request, "FINANCIAL INDUCEMENT" means any payment, subsidy, rebate, discount (on MICROPROCESSORS or on any other INTEL product), Intel Inside funds, E-CAP (exceptions to corporate approved pricing), Market Development Funds ("MDF"), "meeting competition" or "meet comp" payments, "depo" payments, program monies, or any advertising or pricing support.
5. For purposes of this document request, "COMPANY" refers to WAL-MART STORES, INC. and any of its controlled present or former subsidiaries, parents, and predecessor or successor companies.
6. "INTEL" refers to Intel Corporation, Intel Kabushiki Kaisha, and any of their present or former subsidiaries, affiliates, parents, assigns, predecessor or successor companies and divisions thereof.
7. "AMD" refers to Advanced Micro Devices, Inc., AMD International Sales and Service Ltd., and any of their present or former subsidiaries, affiliates, parents, assigns, predecessor or successor companies and divisions thereof.
8. "SKU" means stock keeping unit.
9. For purposes of this request, "COMPUTER SYSTEM" means any product that utilizes a MICROPROCESSOR including, without limitation, desktop computers, notebook computers, and workstations.

Instructions

1. The time period, unless otherwise specified, covered by each request set forth below is from January 1, 2000 up to and including the present.

2. In responding to each request set forth below, please set forth each request in full before each response.
3. If any DOCUMENT covered by these requests is withheld by reason of a claim of privilege, please furnish a list at the time the DOCUMENTS are produced identifying any such DOCUMENT for which the privilege is claimed, together with the following information with respect to any such DOCUMENT withheld: author; recipient; sender; indicated or blind copies; date; general subject matter; basis upon which privilege is claimed and the paragraph of these requests to which such DOCUMENT relates. For each DOCUMENT withheld under a claim that it constitutes or contains attorney work product, also state whether your COMPANY asserts that the DOCUMENT was prepared in anticipation of litigation or for trial.
4. If your COMPANY objects to a request in part, please state specifically which part of the request your COMPANY objects to and produce all DOCUMENTS responsive to all other parts of the request.
5. With respect to any DOCUMENT maintained or stored electronically, please harvest it in a manner that maintains the integrity and readability of all data, including all metadata.
6. Please produce all DOCUMENTS maintained or stored electronically in native, electronic format with all relevant metadata intact and in an appropriate and useable manner (e.g., by copying such data onto a USB 2.0 external hard drive). Encrypted or password-protected DOCUMENTS should be produced in a form permitting them to be reviewed.
7. In connection with your production of DOCUMENTS, please produce any relevant data dictionaries, data translations, lookup tables, and/or any other documentation designed to facilitate use of the data contained within the DOCUMENTS produced.
8. Please organize electronic DOCUMENTS produced for inspection in the same manner that the COMPANY stores them (e.g., if maintained by a custodian, such as email residing on an email server, please organize DOCUMENTS for production by custodian; if maintained in a subfolder of "My Documents" on a custodian's hard drive, please organize DOCUMENTS for production by custodian with path information preserved, etc.).
9. To the extent responsive DOCUMENTS reside on databases and other such systems and files, your COMPANY shall either produce the relevant database in useable form and/or shall permit access for inspection, review, and extraction of responsive information.
10. At your COMPANY's election, DOCUMENTS maintained or stored in paper, hard-copy form can be produced as searchable .PDF (i.e., portable document format files with embedded text) and in an appropriate and useable manner (e.g., by copying such data onto a USB 2.0 external hard drive).

### **DOCUMENT REQUESTS**

1. All DOCUMENTS that Intel and/or AMD have requested in connection with the *In re Intel Corporation Microprocessor Antitrust Litigation*, MDL No. 05-1717-JJF; *Paul v. Intel*, Civil Action No. 05-485-JJF; and *AMD v. Intel*, Civil Action No. 05-441-JJF.

2. DOCUMENTS sufficient to identify the (1) product type; (2) brand; (3) model; (4) components (e.g., CPU, Keyboard, Monitor); and (5) SKUs of x86 COMPUTER SYSTEMS that you sell.

#### **Acquisition of Computer Systems**

3. All DOCUMENTS constituting, reflecting, or discussing communications with INTEL concerning your COMPANY's participation in or support of any AMD product launch or promotion, or support of AMD products at any trade show, conference, product launch, promotion or industry meeting.

4. All DOCUMENTS constituting, reflecting, or discussing any offer by INTEL to "meet competition," including all forms relating to "meeting competition."

5. All DOCUMENTS constituting, reflecting, or discussing E-CAP funds.

6. All documents constituting or discussing any past or present contractual relationship between you and AMD or INTEL, including, but not limited to, all advertising, marketing or promotional agreements and all communications with AMD or INTEL regarding the terms of any such contractual relationship.

#### **Purchase and Sales History**

7. DOCUMENTS sufficient to show:

- a) the aggregate amount by month of the FINANCIAL INDUCEMENTS provided by INTEL to your COMPANY, broken down by type as regularly recorded in your accounting systems, in connection with your COMPANY'S purchases of COMPUTER SYSTEMS (by month) since January 1, 2000.
- b) your COMPANY'S use of FINANCIAL INDUCEMENTS provided by INTEL including, without limitation, for advertising, newspapers circulars, in-store promotions, and sales personnel training since January 1, 2000.
- c) your COMPANY'S purchases of COMPUTER SYSTEMS for resale on a monthly basis since January 1, 2000, broken down by (i) the SKU; (ii) the number of units purchased; (iii) the purchase price; (iv) the original equipment manufacturer or other source of the purchase; (v) computer specification(s) (including the type of MICROPROCESSOR, type of

operating system, type of memory, type of hard drive, type of monitor, and any software, other hardware, or warranties factored into the total price of the computer) and (vi) the amount paid for each computer specification.

- d) your COMPANY'S purchases of COMPUTER SYSTEMS for use in your business on a monthly basis since January 1, 2000, broken down by (i) the SKU; (ii) the number of units purchased; (iii) the purchase price; (iv) the original equipment manufacturer or other source of the purchase; (v) computer specification(s) (including the type of MICROPROCESSOR, type of operating system, type of memory, type of hard drive, type of monitor, and any software, other hardware, or warranties factored into the total price of the computer) and (vi) the amount paid for each computer specification.

8. DOCUMENTS sufficient to show:

- a) your COMPANY'S unit and dollar volume of retail sales and/or leases of COMPUTER SYSTEMS on a monthly basis since January 1, 2000 broken down by (i) the SKUs sold or leased; (ii) COMPUTER SYSTEM specification (including the type of MICROPROCESSOR, type of operating system, type of memory, type of hard drive, type of monitor, and any software, other hardware, or warranties factored into the total price of the computer); (iii) the number of units sold or leased; (iv) the price of each sale or lease; (v) the amount paid for each COMPUTER SYSTEM specification in each sale or lease; (vi) the revenue generated by that sale or lease; (vii) the name and address of the customer to whom the sale or lease was made; (viii) the ship to zip code and the zip code of the store location that made the sale or lease; and (ix) the date of the sale or lease.

9. DOCUMENTS sufficient to describe the name, scope, financial and other terms, conditions and effective dates of any rebate, marketing, other promotional program that you have offered purchasers of your COMPUTER SYSTEMS using x86 microprocessors.

10. With regard to payments made under the programs identified in response to Request No. 9 above, DOCUMENTS sufficient to show: (1) the program under which the payment was made; (2) the amounts that you paid; (3) the zip code where you sent the payment; (4) the store number and/or store location, identified by zip code, to which the payment was attributed or assigned; (5) the SKU to which the payment relates; (6) the date of the payment; and (7) the date of the purchase to which the payment relates.

**Miscellaneous**

11. All DOCUMENTS constituting, reflecting or discussing any product defects involving INTEL MICROPROCESSORS or INTEL'S inability to deliver or timely deliver an adequate supply of MICROPROCESSORS to your COMPANY.

12. All DOCUMENTS constituting, reflecting, or discussing any monthly or quarterly business review by INTEL and/or between your COMPANY and INTEL.

13. All DOCUMENTS reflecting or concerning any evaluation by you whether to purchase computers containing microprocessors from AMD or INTEL (including any evaluation relating to the quantity or timing of such purchase), including, but not limited to, DOCUMENTS discussing or concerning (a) the technical specifications or performance of AMD's or INTEL'S microprocessors or computer systems incorporating those microprocessors; (b) the quality or reliability of AMD's or INTEL's microprocessors or systems incorporating those microprocessors; (c) the reliability of INTEL or AMD as suppliers, including, but not limited to, your ability to obtain supply of computer systems containing INTEL or AMD microprocessors; (d) the suitability of AMD's or INTEL's microprocessors for your business objectives; (e) the future roadmap of INTEL or AMD; (f) actual or expected consumer demand for systems incorporating AMD's or INTEL's microprocessors; or (g) or any other reasons influencing your decision to purchase (or not purchase) computers containing microprocessors from AMD or INTEL.

14. All DOCUMENTS reflecting or discussing any evaluation of the truthfulness or reliability of claims made by AMD or INTEL regarding the attributes of its microprocessors or computer systems incorporating its microprocessors.

15. All DOCUMENTS constituting, reflecting or discussing communications with AMD or INTEL concerning product placement or the amount of your shelf space allocated or to be allocated to computer systems containing INTEL or AMD microprocessors.

16. All DOCUMENTS constituting, reflecting or discussing communications or negotiations with OEMs or other suppliers or distributors of computers concerning any financial, advertising, marketing, promotional, training or technical support or payments by AMD or INTEL to you in connection with the purchase and/or resale of computer systems containing AMD or INTEL microprocessors.

17. All DOCUMENTS constituting, reflecting or discussing communications with AMD or INTEL concerning the above-captioned matter, *AMD v. Intel*, Civil Action No. 05-441 (D. Del.), or any of the allegations about you in AMD's Complaint in that matter, or any other litigation involving AMD and INTEL, or any investigation relating to INTEL by the Fair Trade Commission of Japan or the European Commission.

18. DOCUMENTS sufficient to show the zip code and store number of all your retail locations.

19. All DOCUMENTS sufficient to show the steps taken by your COMPANY to preserve DOCUMENTS with respect to this litigation or related litigation or proceeding including, without limitation, all DOCUMENTS that constitute, reflect or discuss your COMPANY'S DOCUMENT retention policy or policies from January 1, 2000 to the present.



**CERTIFICATE OF SERVICE**

I, A. Zachary Naylor, hereby certify that on this 14<sup>th</sup> day of September, 2006, I caused the foregoing Notice of Subpoena to be served on the following counsel via electronic filing:

<p>Frederick L. Cottrell, III, Esquire  Chad Michael Shandler, Esquire  Steven J. Fineman, Esquire  Richards, Layton &amp; Finger  One Rodney Square  P.O. Box 551  Wilmington, DE 19899  <a href="mailto:cottrell@rlf.com">cottrell@rlf.com</a>  <a href="mailto:shandler@rlf.com">shandler@rlf.com</a>  <a href="mailto:fineman@rlf.com">fineman@rlf.com</a>  <i>Counsel for AMD International Sales &amp; Service LTD and Advanced Micro Devices, Inc.</i></p>	<p>Charles P. Diamond, Esquire  Mark A. Samuels, Esquire  Linda J. Smith, Esquire  O'Melveny &amp; Myers LLP  1999 Avenue of the Stars, 7th Floor  Los Angeles, CA 90067  <a href="mailto:CDiamond@omm.com">CDiamond@omm.com</a>  <a href="mailto:MSamuels@omm.com">MSamuels@omm.com</a>  <a href="mailto:lsmith@omm.com">lsmith@omm.com</a>  <i>Counsel for AMD International Sales &amp; Service LTD and Advanced Micro Devices, Inc.</i></p>
<p>Adam L. Balick, Esquire  Bifferato Gentilotti Biden &amp; Balick  711 North King Street  Wilmington, DE 19801-3503  <a href="mailto:abalick@bgbbllaw.com">abalick@bgbbllaw.com</a>  <i>Counsel for AMD International Sales &amp; Service LTD and Advanced Micro Devices, Inc.</i></p>	<p>Laurin Grollman, Esquire  Salem M. Katsh, Esquire  Kasowitz, Benson, Torres &amp; Friedman LLP  1633 Broadway  New York, New York 10019  <a href="mailto:lgrollman@kasowitz.com">lgrollman@kasowitz.com</a>  <a href="mailto:skatsh@kasowitz.com">skatsh@kasowitz.com</a>  <i>Counsel for AMD International Sales &amp; Service LTD and Advanced Micro Devices, Inc.</i></p>
<p>Richard L. Horwitz, Esquire  W. Harding Drane, Jr., Esquire  Potter Anderson &amp; Corroon, LLP  1313 N. Market St., Hercules Plaza, 6th Flr.  P.O. Box 951  Wilmington, DE 19899-0951  <a href="mailto:rhhorwitz@potteranderson.com">rhhorwitz@potteranderson.com</a>  <a href="mailto:wdrane@potteranderson.com">wdrane@potteranderson.com</a>  <i>Counsel for Intel Corporation and Intel Kabushiki Kaisha</i></p>	<p>David Mark Balabanian, Esquire  Joy K. Fuyuno, Esquire  Bingham McCutchen LLP  Three Embarcadero Center  San Francisco, CA 94111-4067  <a href="mailto:david.balabanian@bingham.com">david.balabanian@bingham.com</a>  <a href="mailto:joy.fuyuno@bingham.com">joy.fuyuno@bingham.com</a>  <i>Counsel for Intel Corporation</i></p>

<p>Christopher B. Hockett, Esquire  Bingham McCutchen LLP  Three Embarcadero Center  San Francisco, CA 94111  <a href="mailto:chris.hockett@bingham.com">chris.hockett@bingham.com</a>  <i>Counsel for Intel Corporation</i></p>	<p>Darren B. Bernhard, Esquire  Peter E. Moll, Esquire  Howrey LLP  1299 Pennsylvania Ave., N.W.  Washington, DC 20004  <a href="mailto:Bernharddd@howrey.com">Bernharddd@howrey.com</a>  <i>Counsel for Intel Corporation and Intel Kabushiki Kaisha</i></p>
<p>Daniel S. Floyd, Esquire  Gibson, Dunn &amp; Crutcher LLP  333 South Grand Avenue  Los Angeles, California  90071-3197  <a href="mailto:dfloyd@gibsondunn.com">dfloyd@gibsondunn.com</a>  <i>Counsel for Intel Corporation</i></p>	<p>B.J. Wade, Esquire  Glassman Edwards Wade &amp; Wyatt, P.C.  26 N. Second Street  Memphis, TN 38103  <a href="mailto:bwade@gewwwlaw.com">bwade@gewwwlaw.com</a>  <i>Counsel for Cory Wiles</i></p>
<p>Robert E. Cooper, Esquire  Gibson, Dunn &amp; Crutcher LLP  333 South Grand Avenue  Los Angeles, California  90071-3197  <a href="mailto:rcooper@gibsondunn.com">rcooper@gibsondunn.com</a>  <i>Counsel for Intel Corporation</i></p>	<p>Nancy L. Fineman, Esquire  Cotchett, Pitre, Simon &amp; McCarthy  840 Malcolm Road, Suite 200  Burlingame, CA 94010  <a href="mailto:nfineman@cpsmlaw.com">nfineman@cpsmlaw.com</a>  <i>Counsel for Trotter-Vogel Realty Inc.</i></p>
<p>Donald F. Drummond, Esquire  Drummond &amp; Associates  One California Street, Suite 300  San Francisco, CA 94111  <a href="mailto:ballen@drummondlaw.net">ballen@drummondlaw.net</a>  <i>Counsel for Dressed to Kill Custom Draperies LLC, Jose Juan, Tracy Kinder and Edward Rush</i></p>	<p>Robert D. Goldberg, Esquire  Biggs and Battaglia  921 North Orange Street, P.O. Box 1489  Wilmington, DE 19899  <a href="mailto:goldberg@batlaw.com">goldberg@batlaw.com</a>  <i>Counsel for Charles Dupraz, Vanessa Z. DeGeorge, Melissa Goeke, Nancy Bjork, James R. Conley, Jeff Vaught, Jim Kidwell, Richard Caplan, Virginia Deering, Ficor Acquisition Co. LLC, Tom Hobbs, David Kurzman, Leslie March, Andrew Marcus, Paula Nardella, Bill Richards, Maria Pilar Salgado, Ron Terranova, Nancy Wolfi Ryan, James Volden and Carl Yamaguchi</i></p>

<p>Donald Chidi Amamgbo, Esquire  Amamgbo &amp; Associates, APC  1940 Embarcadero Cove  Oakland, CA 94606  <a href="mailto:donaldamamgbo@citycom.com">donaldamamgbo@citycom.com</a>  <i>Counsel for Athan Uwakwe</i></p>	<p>Jeffrey F. Keller, Esquire  Jade Butman, Esquire  Law Offices of Jeffrey F. Keller  425 Second Street, Suite 500  San Francisco, CA 94107  <a href="mailto:jkeller@jfkellerlaw.com">jkeller@jfkellerlaw.com</a>  <a href="mailto:jbutman@kellergrover.com">jbutman@kellergrover.com</a>  <i>Counsel for David E. Lipton, Maria I. Prohias,  Patricia M. Niehaus, Peter Jon Naigow, Ronld  Konieczka, Steve J. Hamilton, Susan Baxley  and Kevin Stoltz</i></p>
<p>Gordon Ball, Esquire  Ball &amp; Scott  550 W. Main Ave., Suite 750  Knoxville, TN 37902  <a href="mailto:gball@ballandscott.com">gball@ballandscott.com</a>  <i>Counsel for Andrew Armbrister and Melissa  Armbrister</i></p>	<p>Joseph M. Patane, Esquire  Law Offices of Joseph M. Patane  2280 Union Street  San Francisco, CA 94123  <a href="mailto:jpatane@tatp.com">jpatane@tatp.com</a>  <i>Counsel for Karol Juskiewicz and Lawrence  Lang</i></p>
<p>James Gordon McMillan, III, Esquire  Bouchard Margules &amp; Friedlander  222 Delaware Avenue,  Suite 1400  Wilmington, DE 19801  <a href="mailto:jmcmillan@bmf-law.com">jmcmillan@bmf-law.com</a>  <i>Counsel for Raphael Allison and Matthew  Kravitz</i></p>	<p>Michele C. Jackson, Esquire  Lieff Cabraser Heimann &amp; Bernstein, LLP  Embarcadero Center West, 275 Battery Street,  30th Floor  San Francisco, CA 94111  <a href="mailto:mjackson@lchb.com">mjackson@lchb.com</a>  <i>Counsel for Huston Frazier, Jeanne Cook  Frazier and Brian Weiner</i></p>

<p>A. Zachary Naylor, Esquire  Robert Kriner, Jr., Esquire  Robert R. Davis, Esquire  James R. Malone, Jr., Esquire  Chimicles &amp; Tikellis, LLP  One Rodney Square, P.O. Box 1035  Wilmington, DE 19899  <a href="mailto:zacharynaylor@chimicles.com">zacharynaylor@chimicles.com</a>  <a href="mailto:robertkriner@chimicles.com">robertkriner@chimicles.com</a>  <a href="mailto:robertdavis@chimicles.com">robertdavis@chimicles.com</a>  <a href="mailto:jamesmalone@chimicles.com">jamesmalone@chimicles.com</a>  <i>Counsel for Gideon Elliott, Angel Genese, Nir Goldman, Paul C. Czysz, Elizabeth Bruderle Baran, Carrol Cowan, Russell Dennis, Damon DiMarco, Kathy Ann Chapman, Caresse Harms, JWRE Inc., Leonard Lorenzo, Michael E. Ludt, John Maita, Chrystal Moeller, Robert J. Rainwater, Mary Reeder, Stuart Schupler and Sonia Yaco</i></p>	<p>Harry Shulman, Esquire  Robert Mills, Esquire  The Mills Law Firm  145 Marina Boulevard  San Rafeal, CA 94901  <a href="mailto:harry@millslawfirm.com">harry@millslawfirm.com</a>  <a href="mailto:deepbluesky341@hotmail.com">deepbluesky341@hotmail.com</a>  <i>Counsel for Stuart Munson</i></p>
<p>Ali Oromchian, Esquire  Finkelstein, Thompson &amp; Loughran  601 Montgomery Street, Suite 665  San Francisco, CA 94111  <a href="mailto:ao@ftllaw.com">ao@ftllaw.com</a>  <i>Counsel for Ian Walker, Damon DiMarco, Carrol Cowan, Leonard Lorenzo and Russell Dennis</i></p>	<p>Douglas A. Millen, Esquire  Steven A. Kanner, Esquire  Much Shelist Freed Denenberg Ament &amp; Rubenstein, P.C.  191 North Wacker Drive, Suite 1800  Chicago, IL 60606  <a href="mailto:dmillen@muchshelist.com">dmillen@muchshelist.com</a>  <a href="mailto:skanner@muchshelist.com">skanner@muchshelist.com</a>  <i>Counsel for HP Consulting Services Inc. and Phillip Boeding</i></p>
<p>Vincent J. Esades, Esquire  Muria J. Kruger, Esquire  Marguerite E. O'Brien, Esquire  Heins Mills &amp; Olson, P.L.C.  3550 I.D.S. Center  80 S. Eight Street  Minneapolis, MN 55402  <a href="mailto:vesades@heinsmills.com">vesades@heinsmills.com</a>  <a href="mailto:mkruger@heinsmills.com">mkruger@heinsmills.com</a>  <a href="mailto:mobrien@heinsmills.com">mobrien@heinsmills.com</a>  <i>Counsel for Bergerson &amp; Associates Inc.</i></p>	<p>Garrett D. Blanchfield, Jr., Esquire  Mark Reinhardt, Esquire  Reinhardt Wendorf &amp; Blanchfield  332 Minnesota Street, Suite E-1250  St. Paul, MN 55101  <a href="mailto:g.blanchfield@rwblawfirm.com">g.blanchfield@rwblawfirm.com</a>  <a href="mailto:mreinhardt@comcast.net">mreinhardt@comcast.net</a>  <i>Counsel for Susan Baxley</i></p>

<p>Hollis L. Salzman, Esquire  Kellie Safar, Esquire  Goodking Labaton Rudoff &amp; Sucharow, LLP  100 Park Avenue  New York, NY 10017  <a href="mailto:hsalzman@labaton.com">hsalzman@labaton.com</a>  <a href="mailto:ksafar@labaton.com">ksafar@labaton.com</a>  <i>Counsel for Angel Genese, Gideon Elliott and Nir Goldman</i></p>	<p>R. Bruce McNew, Esquire  Taylor &amp; McNew, LLP  3711 Kennett Pike, Suite 210  Greenville, DE 19807  <a href="mailto:mcnew@taylormcnew.com">mcnew@taylormcnew.com</a>  <i>Counsel for Robert Marshall</i></p>
<p>Jason S. Kilene, Esquire  Daniel E. Gustafson, Esquire  Gustafson Gluek PLLC  650 Northstar East, 608 Second Avenue South  Minneapolis, MN 55402  <a href="mailto:jkilene@gustafsongluek.com">jkilene@gustafsongluek.com</a>  <a href="mailto:dgustafson@gustafsongluek.com">dgustafson@gustafsongluek.com</a>  <i>Counsel for Fiarмонт Orthopedics &amp; Sports Medicine PA</i></p>	<p>David Boies, III, Esquire  Straus &amp; Boies, LLP  4041 University Drive, 5th Floor  Fairfax, VA 22030  <a href="mailto:dboies@straus-boies.com">dboies@straus-boies.com</a>  <i>Counsel for Dressed to Kill Custom Draperies LLC, Jose Juan, Edward Rush and Tracy Kinder</i></p>
<p>Lance A. Harke, Esquire  Harke &amp; Clasby  155 S. Miami Avenue  Miami, FL 33130  <a href="mailto:lhake@harkeclasby.com">lhake@harkeclasby.com</a>  <i>Counsel for Nathaniel Schwartz and Maria I. Prohias</i></p>	<p>Allan Steyer, Esquire  Steyer Lowenthal Boodrookas Alvarez &amp; Smith LLP  One California Street, Third Floor  San Francisco, CA 94111  <a href="mailto:asteyer@steyerlaw.com">asteyer@steyerlaw.com</a>  <i>Counsel for Cheryl Glick-Salpeter, Jay Salpeter, Jodi Salpeter and Michael H. Roach</i></p>
<p>Bruce J. Wecker, Esquire  Hosie McArthur LLP  One Market Street  Spear Street Tower #2200  San Francisco, CA 94105  <a href="mailto:bwecker@hosielaw.com">bwecker@hosielaw.com</a>  <i>Counsel for Dwight E. Dickerson</i></p>	<p>Mario Nunzio Alioto, Esquire  Trump Alioto Trump &amp; Prescott LLP  2280 Union Street  San Francisco, CA 94123  <a href="mailto:malioto@tatp.com">malioto@tatp.com</a>  <i>Counsel for Karol Juskiewicz and Lawrence Lang</i></p>
<p>Francis O. Scarpulla, Esquire  Law Offices of Francis O. Scarpulla  44 Montgomery Street, Suite 3400  San Francisco, CA 94104  <a href="mailto:foslaw@pacbell.net">foslaw@pacbell.net</a>  <i>Counsel for Lazio Family Products, Law Offices of Laurel Stanley, William F. Cronin, Michael Brauch and Andrew Meimes</i></p>	<p>Steven A. Asher, Esquire  Robert S. Kitchenoff, Esquire  Weinstein Kitchenoff &amp; Asher, LLC  1845 Walnut Street, Suite 1100  Philadelphia, PA 19103  <a href="mailto:asher@wka-law.com">asher@wka-law.com</a> <a href="mailto:kitchenoff@wka-law.com">kitchenoff@wka-law.com</a>  <i>Counsel for Joseph Samuel Cone</i></p>

<p>Francis A. Bottini, Jr., Esquire  Wolf Haldenstein Adler Freeman &amp; Herz  750 B Street, Suite 2770  San Diego, CA 92101  <a href="mailto:bottini@whafh.com">bottini@whafh.com</a>  <i>Counsel for Ryan James Volden, Ficor Acquisition Co LLC, Giacobbe-Fritz Fine Art LLC, Andrew Marcus, Bill Richards, Carl Yamaguchi, Charles Dupraz, David Kurzman, James R. Conley, Jeff Vaught, John Matia, Kathy Ann Chapman, Caresse Harms, JWRE Inc., Jim Kidwell, John Maita, Leslie March, Maria Pilar Salgado, Melissa Goeke, Nancy Bjork, Nancy Wolfe, Paula Nardella, Richard Caplan, Ron Terranova, Tom Hobbs, Vanessa Z. DeGeorge, Virginia Deering, Chrystal Moeller, Robert J. Rainwater, Mary Reeder and Sonia Yaco</i></p>	<p>Fred Taylor Isquith, Esquire  Adam J. Levitt, Esquire  Wolf Haldenstein Adler Freeman &amp; Herz  270 Madison Ave., 11th Floor  New York, NY 10016  <a href="mailto:isquith@whafh.com">isquith@whafh.com</a>  <a href="mailto:levitt@whafh.com">levitt@whafh.com</a>  <i>Counsel for Ryan James Volden, Ficor Acquisition Co LLC, Giacobbe-Fritz Fine Art LLC, Andrew Marcus, Bill Richards, Carl Yamaguchi, Charles Dupraz, David Kurzman, James R. Conley, Jeff Vaught, John Matia, Kathy Ann Chapman, Caresse Harms, JWRE Inc., Jim Kidwell, John Maita, Leslie March, Maria Pilar Salgado, Melissa Goeke, Nancy Bjork, Nancy Wolfe, Paula Nardella, Richard Caplan, Ron Terranova, Tom Hobbs, Vanessa Z. DeGeorge, Virginia Deering, Chrystal Moeller, Robert J. Rainwater, Mary Reeder and Sonia Yaco</i></p>
<p>Edward A. Wallace, Esquire  The Wexler Firm LLP  One N. LaSalle Street, Suite 2000  Chicago, IL 60602  <a href="mailto:ewallace@wexlerfirm.com">ewallace@wexlerfirm.com</a>  <i>Counsel for Peter Jon Naigow</i></p>	<p>Jeffrey S. Goddess, Esquire  Rosenthal, Monhait, Gross &amp; Goddess  Mellon Bank Center, Suite 1401  P.O. Box 1070  Wilmington, DE 19899  <a href="mailto:jgoddess@rmggglaw.com">jgoddess@rmggglaw.com</a>  <i>Counsel for Ludy A. Chacon, Joseph Samuel Cone, Darice Russ and Michael K. Simon</i></p>
<p>Jason S. Hartley, Esquire  Ross, Dixon &amp; Bell LLP  550 West B Street, Suite 400  San Diego, CA 92101  <a href="mailto:jhartley@rdblaw.com">jhartley@rdblaw.com</a>  <i>Counsel for Gabriella Herroeder-Perras</i></p>	<p>Craig C. Corbitt, Esquire  Zelle, Hofmann, Voelbel, Mason &amp; Gette LLP  44 Montgomery Street, Suite 3400  San Francisco, CA 94104  <a href="mailto:ccorbitt@zelle.com">ccorbitt@zelle.com</a>  <i>Counsel for William F. Cronin, Law Offices of Laurel Stanley and Lazio Family Products</i></p>

<p>Scott E. Chambers, Esquire Schmittinger &amp; Rodriguez, P.A. 414 S. State Street P.O. Box 497 Dover, DE 19903 <a href="mailto:schambers@scbmittrod.com">schambers@scbmittrod.com</a> <i>Counsel for David Arnold, Andrew S. Cohn, Jason Craig, Maria Griffin, Lena K. Manyin, Paul Ramos and Michael Ruccolo</i></p>	<p>Reginald Von Terrell, Esquire The Terrell Law Group 223 25th Street Richmond, CA 94804 <a href="mailto:REGGIET2@aol.com">REGGIET2@aol.com</a> <i>Counsel for Athan Uwakwe</i></p>
<p>Juden Justice Reed, Esquire Schubert &amp; Reed LLP Two Embarcadero Center, Suite 1600 San Francisco, CA 94111 <a href="mailto:jreed@schubert-reed.com">jreed@schubert-reed.com</a> <i>Counsel for Patrick J. Hewson</i></p>	<p>Natalie Finkelman Bennett, Esquire Shepherd, Finkelman, Miller &amp; Shah 65 Main Street Chester, CT 06412-1311 <a href="mailto:nfinkelman@classactioncounsel.com">nfinkelman@classactioncounsel.com</a> <i>Counsel for Ludy A. Chacon</i></p>
<p>Russell M. Aoki, Esquire Aoki Sakamoto Grant LLP One Convention Place 701 Pike Street, Suite 1525 Seattle, WA 98101 <a href="mailto:russ@aoki-sakamoto.com">russ@aoki-sakamoto.com</a> <i>Counsel for Kevin Stoltz</i></p>	<p>Michael L. Kirby, Esquire Kirby Noonan Lance &amp; Hoge LLP One America Plaza 600 West Broadway, Suite 1100 San Diego, CA 92101 <a href="mailto:mkirby@knlh.com">mkirby@knlh.com</a> <i>Counsel for Justin Suarez</i></p>
<p>Richard A. Ripley, Esquire Bingham McCutchen 1120 20th Street, NW, Suite 800 Washington, DC 20036 <a href="mailto:richard.ripley@bingham.com">richard.ripley@bingham.com</a> <i>Counsel for Intel Corporation</i></p>	<p>Jeffrey A. Bartos, Esquire Guerrieri, Edmond, Clayman &amp; Bartos, PC 1625 Massachusetts Avenue, NW Washington, DC 20036 <a href="mailto:jbartos@geclaw.com">jbartos@geclaw.com</a> <i>Counsel for Jose Juan, Dressed to Kill Custom Draperies, LLC, Tracy Kinder and Edward Rush</i></p>
<p>Donald L. Perelman, Esquire Fine Kaplan &amp; Black, RPC 1835 Market Street, 28th Flr Philadelphia, PA 19103 <a href="mailto:dperelman@finekaplan.com">dperelman@finekaplan.com</a> <i>Counsel for Kevin Stoltz</i></p>	<p>Randy R. Renick, Esquire Law Offices of Randy Renick 128 North Fair Oaks Avenue, Suite 204 Pasadena, CA 91103 <a href="mailto:rrr@renicklaw.com">rrr@renicklaw.com</a> <i>Counsel for Shanghai 1930 Restaurant Partners L.P. and Major League Softball Inc.</i></p>



<p>Daniel Hume, Esquire  Kirby McInerney &amp; Squire LLP  830 Third Avenue, 10th Floor  New York, NY 10022  <a href="mailto:dhume@kmslaw.com">dhume@kmslaw.com</a>  <i>Counsel for Raphael Allison and Matthew Kravitz</i></p>	<p>Daniel B. Allanoff, Esquire  Steven Greenfogel, Esquire  Meredith Cohen Greenfogel &amp; Skirnick, P.C.  22nd Floor, Architects Building  117 S. 17th Street  Philadelphia, PA 19103  <a href="mailto:dallanoff@mcgslaw.com">dallanoff@mcgslaw.com</a>  <a href="mailto:sgreenfogel@mcgslaw.com">sgreenfogel@mcgslaw.com</a>  <i>Counsel for Benjamin Allanoff</i></p>
<p>Scott Ames, Esquire  Serratore &amp; Ames  9595 Wilshire Blvd., Suite 201  Los Angeles, CA 90212  <a href="mailto:scott@serratoreames.com">scott@serratoreames.com</a>  <i>Counsel for Major League Softball, Inc.</i></p>	<p>Harvey W. Gurland, Jr., Esquire  Duane Morris  200 S. Biscayne Blvd., Suite 3400  Miami, FL 33131  <a href="mailto:HWGurland@duanemorris.com">HWGurland@duanemorris.com</a>  <i>Counsel for Intel Corporation</i></p>
<p>Douglas G. Thompson, Jr., Esquire  Finkelstein, Thompson &amp; Loughran  1050 30<sup>th</sup> Street N.W.  Washington, DC 20007  <a href="mailto:dgt@ftllaw.com">dgt@ftllaw.com</a>  <i>Counsel for Ian Walker, Damon DiMarco, Carrol Cowan, Leonard Lorenzo and Russell Dennis</i></p>	<p>Barbara C. Frankland, Esquire  Rex A. Sharp, Esquire  Gunderson Sharp &amp; Walke, L.L.P.  4121 W. 83rd St., Ste. 256  Prairie Village, KS 66208  <a href="mailto:bfrankland@midwest-law.com">bfrankland@midwest-law.com</a>  <a href="mailto:rsharp@midwest-law.com">rsharp@midwest-law.com</a>  <i>Counsel for Marvin D. Chance, Jr.</i></p>
<p><u>VIA U.S. MAIL</u></p> <p>Clerk Michael J. Beck  Clerk, MDL Judicial Panel  One Columbus Circle, N.E.  Room G-255, Federal Judiciary Bldg.  Washington, DC 20002-8004  <i>Pro Se</i></p>	

/s/ A. Zachary Naylor  
A. Zachary Naylor (DE Bar No. 4439)